

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Group Art Unit: 2817

John R. Clark, et al.

Examiner: Barbara Summons

Serial No.: 10/660,332

Filed: September 11, 2003

For: MICROMECHANICAL RESONATOR DEVICE AND
MICROMECHANICAL DEVICE UTILIZING SAME

Attorney Docket No.: UOM 0212 PUSP 1

**TERMINAL DISCLAIMER
UNDER 37 C.F.R. § 1.321(b)**

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Sir:

The undersigned is an Attorney of Record in the above-identified application.

The Regents of the University of Michigan (Assignee) is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-identified application by virtue of assignment, recorded on January 16, 2002 at Reel 012496, Frame 0468.

Assignee hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,628,177, and Assignee

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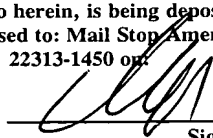
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hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,628,177. This agreement to run with any patent granted on the above-identified application and to be binding upon the Assignee, its successors and assigns.

Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,628,177 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,

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Date: June 24, 2004

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